

have been presented at the public hearing or which were not previously considered by the Board and that the Board has committed no error in deciding the subject application.

As to Condition No. 1, the Board concludes that an extension of the time for which the parking lot is approved is not unreasonable in order to allow the applicant sufficient time to bring the lot into compliance with the conditions of the Board's Order. However, the Board further concludes that the request for approval for a period of five years is too extensive and will not afford the Board an opportunity to evaluate the impact of the use on the neighborhood in a timely manner. The Board notes that this parking lot has been before the Board several times. Each time, the Board was made aware of problems resulting from the operation of the lot. Consequently, notwithstanding the loan arrangements, the Board is not disposed to grant a five year renewal.

Accordingly, it is ORDERED that the Motion is granted; in part, and denied, in part as follows:

- A. Condition No. 1 of BZA Order No. 14092, dated May 11, 1984, shall be modified to read as follows:
 - 1. Approval shall be for a period of THREE YEARS from the date of expiration of the previous approval, namely from June 27, 1983.
- B. Condition Nos. 8 and 9 shall remain in effect.

VOTE: 3-0 (Walter B. Lewis, William F. McIntosh and Douglas J. Patton to grant in part and deny in part; Charles R. Norris and Carrie L. Thornhill not voting, not having heard the case).

DECISION DATE: June 6, 1984

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

ATTESTED BY:


STEVEN E. SHER
Executive Director

FINAL DATE OF ORDER:

JUL 24 1984

UNDER SUB-SECTION 8204.3 OF THE ZONING REGULATIONS, "NO DECISION OR ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN DAYS AFTER HAVING BECOME FINAL PURSUANT TO THE SUPPLEMENTAL RULES OF PRACTICE AND PROCEDURE BEFORE THE BOARD OF ZONING ADJUSTMENT."

14092order/LJP8